

RCE/1644  
JW/B

Customized PTO/SB/30 (05-03)

**REQUEST FOR  
CONTINUED EXAMINATION  
(RCE) Transmittal**

Application # 09/380,327  
Confirmation # 2475  
Filing Date September 3, 1999  
First Inventor ROBERTSON  
Art Unit 1644  
Examiner Huynh  
Docket # P07407US00

This is a Request for Continued Examination under 37 CFR § 1.114 of the above-identified application.  
RCE practice does not apply to any utility application filed prior to June 8, 1995, or to any design application.

**Submission required  
under 37 CFR § 1.114**

Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise (with a separate Request).

..... **Previously submitted.** If a final Office action is outstanding, any amendments filed after the final Office action may be considered by the PTO as a submission even if this line is not checked.

..... Consider the arguments in the Appeal or Reply Brief previously filed on

..... Other:

☒ Enclosed

☒ Amendment/Reply w/Attachments

..... Information Disclosure Citation

..... Affidavit(s)/Declaration(s)

..... Other:

**Miscellaneous**

..... **Suspension of action** on the above-identified application is requested under 37 CFR § 1.103(c) for a period of \* months (Period of suspension shall not exceed 3 months; Fee under 37CFR§ 1.17(i) required)

..... Other: Petition for Three-Month Extension of Time

**FEES:** calculated below (after reduction for an amendment if noted above).

	NOW	Basic/Previous Number	Present Extra	Rate	\$
..... TOTAL CLAIMS	36	-38	0	X \$ 18 =	
..... INDEP. CLAIMS	1	- 3	0	X \$ 86 =	
<input checked="" type="checkbox"/> RCE fee required under 37 CFR § 1.17(e)				\$ 770 =	770
TOTAL OF ABOVE CALCULATIONS =					770
..... Reduction by ½ for small entity status of applicant				-	
SUBTOTAL =					770
<input checked="" type="checkbox"/> Extension of time fee				+ \$ =	950
..... Other fee for				+ \$ =	
TOTAL OF ALL FEES =					<b>\$1,720.00</b>

☒ Payment of \$ 1,720.00 is made by attached ..... CHECK ..... ☒ CREDIT CARD (PTO-2038)

☒ If no payment or an insufficient payment is enclosed ..... a fee is due in connection herewith, the Commissioner is authorized to charge any fee or additional fee due in connection herewith to Deposit Account No. 12-0555.

☒ In the event that a petition for extension of time is required to be submitted but it is not filed herewith, applicant hereby petitions under 37 CFR § 1.136(a) for an extension of time of as many months as are required to render this submission timely. The Commissioner is authorized to charge any fee or additional fee due in connection herewith to Deposit Account No. 12-0555.

Date: 15 July 2004

By: B. Aaron Schulman  
Registration No.: 31,877

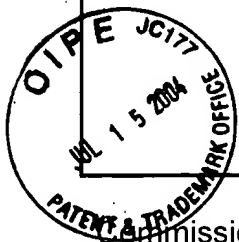
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135LT:5649:441:1:ALEXANDRIA

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## AMENDMENT

Application #	09/380,327
Confirmation #	2475
Filing Date	September 3, 1999
First Inventor	ROBERTSON
Art Unit	1644
Examiner	Huynh, Phuong N.
Docket #	P07407US00/BAS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

S I R:

In response to the Office Action dated January 16, 2004, and in conjunction with the Request for Continued Examination (RCE) filed herewith and the recent Interview between the Applicants' representatives, the Examiner and the Supervisor, please amend the above identified application as follows.

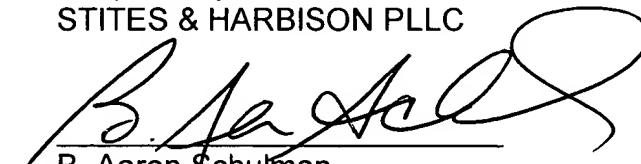
**Amendments to the Claims** are reflected in the listing of the claims provided herewith in **Attachment A**.

**A Declaration under Rule 132 of Dr. David Alexander Clark** is provided as **Attachment B**.

**Remarks to this Amendment** are provided herewith in **Attachment C**.

In light of the amendments and arguments set forth herein and as discussed in the recent Interview with the Examiner and Supervisor, Applicants submit that the present application is now in condition for allowance for the reasons as stated in detail herewith.

Respectfully submitted,  
STITES & HARBISON PLLC



B. Aaron Schulman  
Registration No. 31,877

July 15, 2004

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